IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SIXTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 9236 of 1995

Between:

M/s. Duggu Vijayakumar & Udaykumar rep. by its Partner Duggu Uday Kumar, S/o D. Badrappa
Shop No.163/1, Mahbub Mansion Market Complex, Malakpet, Hyderabad-36

..... PETITIONER

AND

1 Government of Andhra Pradesh rep. by its Secretary Agriculture & Cooperation (Mktg.I) Dept. Secretariat, Hyderabad
2 The Secretary Agricultural Market Committee, Hyderabad
3 The Secretary, Sub-office, Mahbub Mansion Market Complex, Agricultural Market Committee, Hyderabad **.....RESPONDENT(S)**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, more particularly a writ of mandamus declaring G.O.Ms.No.190, Agriculture & Cooperation (Mktg.I) Dept., dt: 6-4-1994 issued by the 1st respondent as illegal, improper, unjust and without jurisdiction and also declare the impugned proceedings. No.AMCH/Licences/94-95/10877 dt: 21-2-1995 imposing condition on the commission agent to deposit a sum of Rs.20,000/- as security deposit by the 1st respondent is arbitrary, illegal and voilative of Article 14 of the Constitution of India.

For the Petitioner: MR. K.G. KRISHNA MOORTHY, Advocate

For the Respondent No.1: The G.P. for Agriculture

For the Respondent No.2: MR.BADANABHASKAR RAO

(SC FOR AGRL.MRKTING)

For the Respondent No.3: Mrs. Nanda R. Rao, Advocate

The Court made the following :

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ORDER:

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Learned Standing Counsel for Agricultural Market Committee, Hyderabad submits that the subject matter of the writ petition is squarely covered by the judgment of this Court in **Bhavani Commission & General Merchant Vs. State of A.P. and others**, which has been decided against the claim made by the present petitioner.

Following the said judgment and for the reasons stated therein, the present writ petition is dismissed. No costs.

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N.V. RAMANA, J

Date: 26-08-2004

Svv

To

1. The Secretary, Government of Andhra Pradesh, Agriculture & Cooperation (Martg.I) Department, Secretariat, Hyderabad.

2. The Secretary, Agricultural Market Committee, Hyderabad.

3. The Secretary, Sub-office, Mahabub Mansion Market Complex, Agricultural Market Committee, Hyderabad.

4. Two CD copies.